

---

United States District Court  
District of Massachusetts

---

DAVID J. SMITH, )  
Plaintiff ) ORDER ON APPLICATION  
 ) TO PROCEED WITHOUT  
 v. ) PREPAYMENT OF FEES  
 )  
WESTFIELD VOC-TECH HIGH )  
SCHOOL, )  
Defendant ) Civil Action No.

Having considered the application to proceed without prepayment of fees under  
28 U.S.C. § 1915;

IT IS SO ORDERED that the application is:

GRANTED.

The clerk is directed to file the complaint.

IT IS FURTHER ORDERED that the clerk issue summons and the United States marshal serve a copy of the complaint, summons and this order upon the defendant(s) as directed by the plaintiff. All costs of service shall be advanced by the United States.

DENIED, for the following reasons:

---

ENTERED on April 27, 2005.

/s/ Kenneth P. Neiman  
KENNETH P. NEIMAN  
U.S. Magistrate Judge